

Senate File 526

S-3278

1 Amend Senate File 526 as follows:

2 1. Page 1, line 2, after <RACING> by inserting <AND
3 DOG RACING>

4 2. Page 3, after line 21 by inserting:

5 <Sec. ____ . NEW SECTION. 99D.9A Dog racetrack
6 licensure — televising races — annual fee.

7 1. A licensee authorized to operate a pari-mutuel
8 dog racetrack and to conduct gambling games pursuant to
9 section 99F.6 as of January 1, 2011, may, upon written
10 notification to the commission and agreement to pay the
11 annual dog racetrack licensure fee to the commission
12 as provided in this section, discontinue scheduling
13 performances of live dog races at the racetrack and
14 maintain a license under this chapter for purposes
15 of permitting pari-mutuel wagering on simultaneously
16 telecast horse and dog races.

17 2. For purposes of this section, the annual dog
18 racetrack licensure fee shall be determined and paid
19 as follows:

20 a. For the pari-mutuel dog racetrack located in
21 Dubuque county, the payment of two million five hundred
22 thousand dollars each January for seven consecutive
23 calendar years commencing January 2012.

24 b. For the pari-mutuel dog racetrack located in
25 Pottawattamie county, the payment of seven million
26 five hundred thousand dollars each January for seven
27 consecutive calendar years commencing January 2012.

28 3. The annual dog racetrack licensure fee collected
29 under this section shall be paid to the commission for
30 deposit in the general fund of the state.

31 Sec. ____ . NEW SECTION. 99D.9B Iowa greyhound
32 retirement fund.

33 1. A greyhound retirement fund is created in
34 the state treasury under the control of the gaming
35 commission.

36 2. The fund shall consist of all of the following:

37 a. Moneys in the dog racing promotion fund created
38 in section 99D.12 and the Iowa horse and dog breeders
39 fund created in section 99D.22, that were deposited
40 in those funds from a dog racetrack licensee that
41 discontinues scheduling performances of live dog races
42 pursuant to section 99D.9A.

43 b. Any unearned dog purse supplements obligated
44 by a dog racetrack licensee, pursuant to agreements
45 approved by the commission, for the calendar year in
46 which performances of live dog races are discontinued.

47 c. Moneys in the escrow funds maintained by the
48 commission for the purpose of supplementing dog purses.

49 3. Moneys in the fund shall be disbursed by the
50 commission to registered Iowa greyhound owners,

1 licensed Iowa greyhound commercial breeder farms, and
2 no-kill adoption agencies approved by the commission in
3 an expeditious and equitable manner as determined by
4 the commission.

5 4. Section 8.33 does not apply to any moneys in the
6 fund. Notwithstanding section 12C.7, subsection 2,
7 interest or earnings on moneys deposited in the fund
8 shall be credited to the fund.>

9 3. Page 4, after line 6 by inserting:

10 <Sec. . Section 99D.11, subsection 6, paragraph
11 b, Code 2011, is amended to read as follows:

12 b. (1) The commission may authorize the licensee
13 to simultaneously telecast within the racetrack
14 enclosure, for the purpose of pari-mutuel wagering,
15 a horse or dog race licensed by the racing authority
16 of another state. It is the responsibility of each
17 licensee to obtain the consent of appropriate racing
18 officials in other states as required by the federal
19 Interstate Horseracing Act of 1978, 15 U.S.C. § 3001 -
20 3007, to televise races for the purpose of conducting
21 pari-mutuel wagering.

22 (2) A licensee may also obtain the permission
23 of a person licensed by the commission to conduct
24 horse or dog races in this state to televise races
25 conducted by that person for the purpose of conducting
26 pari-mutuel ~~racing~~ wagering. However, arrangements
27 made by a licensee to televise any race for the purpose
28 of conducting pari-mutuel wagering are subject to
29 the approval of the commission, and the commission
30 shall select the races to be televised. The races
31 selected by the commission shall be the same for all
32 licensees approved by the commission to televise races
33 for the purpose of conducting pari-mutuel wagering.
34 The commission shall not authorize the simultaneous
35 telecast or televising of and a licensee shall not
36 simultaneously telecast or televise any horse or dog
37 race for the purpose of conducting pari-mutuel wagering
38 unless the simultaneous telecast or televising is done
39 at the racetrack of a licensee that schedules no less
40 than sixty performances of nine live races each day
41 of the season or that is not obligated to schedule
42 performances of live races pursuant to section 99D.9A.

43 (3) For purposes of the taxes imposed under this
44 chapter, races televised by a licensee for purposes
45 of pari-mutuel wagering shall be treated as if the
46 races were held at the racetrack of the licensee.
47 Notwithstanding any contrary provision in this chapter,
48 the commission may allow a licensee to adopt the same
49 deductions as those of the pari-mutuel racetrack from
50 which the races are being simultaneously telecast.>

1 4. Page 8, after line 10 by inserting:
2 <Sec. _____. Section 99F.6, subsection 4, paragraph
3 b, Code 2011, is amended to read as follows:
4 b. The commission shall authorize the licensees
5 of pari-mutuel dog racetracks located in Dubuque
6 county and Black Hawk county to conduct gambling
7 games as provided in section 99F.4A if the licensees
8 schedule at least one hundred thirty performances
9 of twelve live races each day during a season of
10 twenty-five weeks. For the pari-mutuel dog racetrack
11 located in Pottawattamie county, the commission shall
12 authorize the licensee to conduct gambling games as
13 provided in section 99F.4A if the licensee schedules
14 at least two hundred ninety performances of twelve
15 live races each day during a season of fifty weeks.
16 The commission shall approve an annual contract to be
17 negotiated between the annual recipient of the dog
18 racing promotion fund and each dog racetrack licensee
19 to specify the percentage or amount of gambling game
20 proceeds which shall be dedicated to supplement the
21 purses of live dog races. The parties shall agree
22 to a negotiation timetable to insure no interruption
23 of business activity. If the parties fail to agree,
24 the commission shall impose a timetable. If the
25 two parties cannot reach agreement, each party shall
26 select a representative and the two representatives
27 shall select a third person to assist in negotiating
28 an agreement. The two representatives may select the
29 commission or one of its members to serve as the third
30 party. Alternately, each party shall submit the name
31 of the proposed third person to the commission who
32 shall then select one of the two persons to serve as
33 the third party. All parties to the negotiations,
34 including the commission, shall consider that the dog
35 racetracks were built to facilitate the development
36 and promotion of Iowa greyhound racing dogs in this
37 state and shall negotiate and decide accordingly.
38 However, the requirement to schedule performances of
39 live races for purposes of conducting gambling games
40 under this chapter shall not apply to a licensee who is
41 not obligated to schedule performances of live races
42 pursuant to section 99D.9A.
43 Sec. _____. EFFECTIVE UPON ENACTMENT. The sections
44 of this division of this Act enacting sections 99D.9A
45 and 99D.9B and amending section 99D.11, subsection
46 6, paragraph "b", and section 99F.6, subsection 4,
47 paragraph "b", being deemed of immediate importance,
48 take effect upon enactment.>
49 5. Title page, line 1, after <horse> by inserting
50 <and dog>

1 6. By renumbering as necessary.

BRAD ZAUN